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Attorneys for Plaintiff Typenex Co-Investment, LLC

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

TYPENEX CO-INVESTMENT, LLC, a Utah
Limited Liability Company,

Plaintiff,

v.

UBIQUITY, INC., a Nevada Corporation, and
CHRISTOPHER CARMICHAEL, an
individual

Defendants.

**NOTICE OF DISMISSAL OF
LAWSUIT, WITHOUT PREJUDICE**

Case No. 2:15-cv-00577

Judge Jill N. Parrish

Plaintiff Typenex Co-Investment, LLC (“Typenex”), through its undersigned legal counsel, hereby submits this notice of dismissal pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. The dismissal results from appointment of an arbitrator who has

confirmed his willingness to arbitrate this matter. Accordingly, the dispute, including requested injunctive relief, will be decided in that forum.

SIGNED and DATED: September 4, 2015

PARR BROWN GEE & LOVELESS, P.C.

/s/ James L. Ahlstrom
Attorneys for Plaintiff

4837-0902-9160, v. 1